S.B. Criminal Misc. Bail Application No.5138/2006
Date : 16.11.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. Varun Gupta for the applicant.
Mr. Vishnu Kachhawaha, Public Prosecutor.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

The contention of learned counsel for the applicant is that main accused in the case who were responsible for the theft have already been granted bail and the alleation against the applicant is that he was receipient of the stolen property. According to the learned counsel, the matter of the applicant may also be considered for bail.

On the other hand, learned Public Prosecutor has opposed the bail application.

I have considered the submissions made before me and carefully gone through the material available on record.

In view of the submissions made before me and particularly the fact that main accused who were responsible for theft are on bail, therefore, I deem it just and proper to enlarge the accused applicant on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that applicant Mohammad Nadim s/o Mohammad Iqbal shall be released on bail in CR No.69/2006 P.S. Shivpura Sojat, provided he executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

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